



**LAHIVE  
&  
COCKFIELD**  
L L P

COUNSELLORS AT LAW  
28 STATE STREET  
BOSTON, MASSACHUSETTS 02109-1784  
TELEPHONE (617) 227-7400  
FAX (617) 742-4214  
lc@lahcoc.com

JOHN A. LAHIVE, JR. (1928-1997)  
THOMAS V. SMURZYNSKI  
RALPH A. LOREN  
GIULIO A. DeCONTI, JR.  
ANN LAMPORT HAMMITTE  
ELIZABETH A. HANLEY  
AMY BAKER MANDRAGOURAS  
ANTHONY A. LAURENTANO  
KEVIN J. CANNING  
JANE E. REMILLARD  
JEANNE M. DIGIORGIO  
DEBRA J. MILASINCIC, Ph.D.  
NICHOLAS P. TRIANO, III  
WILLIAM D. DevAUL  
CHI SUK KIM  
DAVID J. RIKKERS  
DAVID R. BURNS

JOHN S. CURRAH  
SEAN D. DETWEILER  
ADAM M. GOODMAN  
CYNTHIA L. KANIK, Ph.D.  
MEGAN E. WILLIAMS, Ph.D.  
RICHANAND

**SENIOR COUNSEL**  
JAMES E. COCKFIELD

**OF COUNSEL**  
JEREMIAH LYNCH  
WILLIAM A. SCOFIELD, JR.  
PETER C. LAURO \*  
DeANN FORAN SMITH\*\*

**PATENT AGENTS**  
PETER S. STECHER

**TECHNICAL SPECIALISTS**  
MARIA LACCOTRIPE ZACHARAKIS, Ph.D.\*\*\*  
CYNTHIA M. SOROOS  
PETER W. DINI, Ph.D.  
EUIHOON LEE  
LISA M. DIROCCO  
JENNIFER K. ROSENFELD  
JUDITH STONE-HULSLANDER, Ph.D.  
ALLAN TAMESHTIT, Ph.D.  
CATHERINE E. McPHERSON  
ERIC F. WAGNER, Ph.D.  
SHAHID HASAN, Ph.D.

\* Admitted in NY only  
\*\* Admitted in MI only  
\*\*\* Passed the Patent Bar Examination

Sector #4

January 26, 2001

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

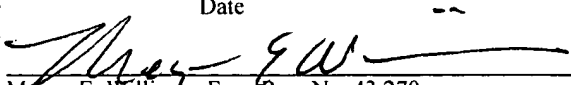
Re: U.S. Patent Application Serial No.: 09/624,885  
Title: **"MUSCLE CELLS AND THEIR USE IN CARDIAC REPAIR"**  
Filed: July 24, 2000  
Inventor: Albert Edge  
Our Ref. No.: DNI-029

Dear Sir:

I enclose herewith for filing in the above-identified application the following:


1. Response to Notice to File Missing Parts of Nonprovisional Application (in duplicate);
2. Executed Declaration, Petition and Power of Attorney for Patent Application;
3. Copy of Formalities Letter;
4. Check for \$65.00 to cover the total amount owed by Applicant;
5. A Request for Three-Month Extension of Time;
6. Check for \$445.00 to cover the third month extension fee; and
7. Return postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

<p><u>Certificate of First Class Mailing (37 C.F.R. §1.8(a))</u></p> <p>I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on:</p> <p>January 26, 2001</p> <p>Date</p> <p> Megan E. Williams, Esq., Reg. No. 43,270</p>
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Respectfully submitted,

LAHIVE & COCKFIELD, LLP

  
Megan E. Williams, Esq.  
Attorney for Applicant  
Reg. No. 43,270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Albert Edge

Serial No.: 09/624,885

Filed: July 24, 2000

For: *MUSCLE CELLS AND THEIR USE IN  
CARDIAC REPAIR*

Attorney Docket No.: DNI-029



Group Art Unit: 1633

Examiner: Not Yet Assigned

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Washington, D.C. 20231

Certificate of First Class Mailing (37 C.F.R. §1.8(a))

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January 26, 2001

Date of Signature and of Mail Deposit

By:

Megan E. Williams, Esq.

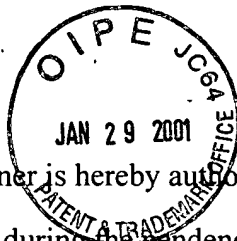
Reg. No. 43,270

Attorney for Applicant

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION

Dear Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application dated September 15, 2000, Applicant's attorney submits herewith an executed Declaration, Petition and Power of Attorney for the above-referenced patent application. Enclosed is a check in the amount of \$65.00 to cover the total amount owed by Applicant (oath or declaration surcharge) based on small entity status.



The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. §§1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Megan E. Williams".

Megan E. Williams, Esq.  
Attorney for Applicant  
Reg. No. 43,270

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109  
Tel. (617) 227-7400

Dated: January 26, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/624,885	07/24/2000	Albert Edge	DNI-029

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

FORMALITIES LETTER



Date Mailed: 09/15/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice MUST be returned with the reply.*

Misereet Kanno  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE